



Docket: 7214.08

THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Charles N. Serhan

Appln. No.: 10/004,155

Filing Date: October 19, 2001

Title: Regulation of Phospholipase D Activity

Examiner: Jones, D.

Group Art Unit: 1614

TERMINAL DISCLAIMER UNDER 37 CFR § 1.321

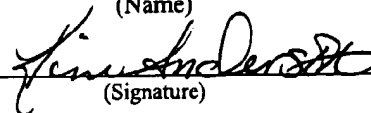
Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Express Mailing Number: EV 533898219 US
Date of Deposit: August 25, 2004

I hereby certify that this document is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kim Anderson

(Name)


(Signature)

Dear Sir:

The owner, The Brigham and Women's Hospital, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to 156 and 173, as presently shortened by any terminal disclaimer, of U.S. Patent Nos. 6,353,026; 6,720,354 and Patent Application No. 10/042,043. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above listed patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assignees.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a

maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

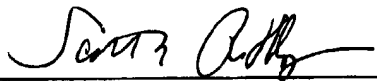
The Terminal Disclaimer fee under 37 CFR 1.20(d) is attached herewith.

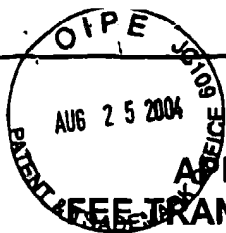
The undersigned is the attorney or agent of record in this application.

Respectfully submitted,

DORSEY & WHITNEY LLP
Customer Number 25763

Date: August 25, 2004

By: 
Scott D. Rothenberger (Reg. No. 41,277)
Intellectual Property Department
Suite 1500
50 South Sixth Street
Minneapolis, MN 55402-1498
(612) 340-8819



**APPLICATION
FEE TRANSMITTAL SHEET
(FY 2004)**

Complete if Known	
Application No.	10/004,155
Filing Date	October 19, 2001
First Named Inventor	Charles N. Serhan
Group Art Unit	1614
Examiner Name	Jones, D.
Atty. Docket Number	7214.08

METHOD OF PAYMENT (Check One)		FEE CALCULATION (Continued)	
1. <input checked="" type="checkbox"/> The Director is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account No.: <u>04-1420</u> Deposit Account Name: <u>DORSEY & WHITNEY LLP</u> <input checked="" type="checkbox"/> Charge any additional fee required under 37 C.F.R. 1.16 and 1.17 <input type="checkbox"/> Applicant claims small entity status (see 37 C.F.R. 1.27)		3. ADDITIONAL FEES	
2. <input checked="" type="checkbox"/> Check Enclosed		Large Entity Fee	Small Entity Fee
FEE CALCULATION			Fee Description
1. BASIC FILING FEE			Fee paid
Large Entity Fee	Small Entity Fee		
160	80		Surcharge - late provisional filing fee or cover sheet
770	385		Surcharge - Late nonprovisional filing fee or oath
340	170		Submission of IDS
770	385		Recording each patent assignment per property (times number of properties)
Subtotal (1) N/A			
2. EXTRA* CLAIM FEES			
Number Claims	Prior	Extra	Fee from Below*
Total	20	x	
Indep.	3	x	
Multiple Dependent Claims		x	
Subtotal (2) N/A			
*Calculation of Extra Claim Fees			
Large Entity Fee	Small Entity Fee		Fee Description
18	9		Claims in excess of 20
86	43		Independent claims in excess of 3
290	145		Multiple dependent Claim
86	43		Reissue independent claims over original patent
18	9		Reissue claims in excess of 20 and over original patent

Submitted by:

CUSTOMER NUMBER 25763	DORSEY & WHITNEY LLP	Intellectual Property Department Suite 1500, 50 South Sixth Street Minneapolis, MN 55402
Name: Scott D. Rothenberger	Phone No.: (612) 340-8819	Fax No.: (612) 340-8856
Signature: <i>Scott D. Rothenberger</i>	Reg. No.: 41,277	Date: August 25, 2004



08-26-09

APR 16/14 #
JFW

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RESPONSE

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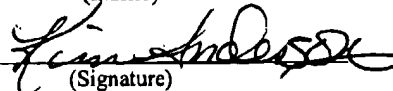
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Kim Anderson

(Name)



(Signature)

Dear Sir:

In response to the Office Action of August 5, 2004, please amend the above-identified application as follows. This response is timely filed with 2 months of mailing of the Final Office Action, therefore no fees are considered due.

Claims listing begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.